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APR 21 2005

PATENT
Expedited Procedure
After Final Response
Under 37 CFR 1.116

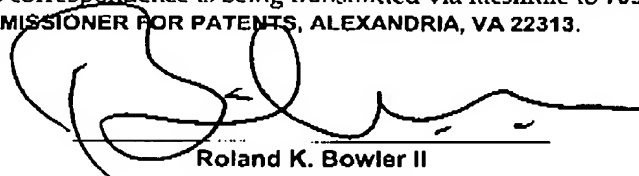
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Certificate of Facsimile Under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted via facsimile to 703-872-9306 on 21 APRIL 2005 addressed to: COMMISSIONER FOR PATENTS, ALEXANDRIA, VA 22313.



Roland K. Bowler II

Applicant:	LEYH ET AL.)	Examiner J. Ewart
)	
Appl. No.	10/027,650)	Art Unit 2684
)	
Conf. No.	1167)	
)	
Filed:	21 December 2001)	Atty. Docket No. CS11235
Title:	"Multi-Mode Communications Device With Continuous Mode..."		

TRANSMITTAL UNDER 37 CFR 1.116

Commissioner for Patents
Alexandria, Virginia 22313

Sir:

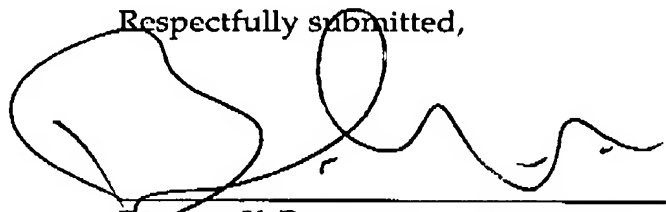
LEYH ET AL.
"Multi-Mode Communications Device With
Continuous Mode ..."
Atty. Docket No. CS11235

Appl. No. 10/027,650
Confirm. No. 1167
Examiner T. Ewart
Art Unit 2684

The following is enclosed in response to the final Official action of
21 January 2005:

- ☒ Response Under 37 CFR 1.111 (16 pages);
- ☒ Fee Calculation Sheet (NO FEE DUE).

Respectfully submitted,



ROLAND K. BOWLER II
REG. NO. 33,477

21 APR. 2005

MOTOROLA, INC.
INTELLECTUAL PROPERTY DEPT. (RKB)
600 NORTH U.S. HIGHWAY 45, AN475
LIBERTYVILLE, ILLINOIS 60048

TELEPHONE NO. (847) 523-3978
FACSIMILE NO. (847) 523-2350

FEE TRANSMITTAL				<i>Complete if Known</i>																																																																																																																																																																																																												
Patent fees are subject to annual revision				Application Number	10/027,650																																																																																																																																																																																																											
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27				Filing Date	21 December 2001																																																																																																																																																																																																											
				First Named Inventor	LEYH ET AL.																																																																																																																																																																																																											
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<input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 502117 Deposit Account Name: MOTOROLA INC. The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.				4. ADDITIONAL FEES <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2081</td><td>65</td><td></td><td></td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td></td><td></td><td>Surcharge - late Provisional filing</td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td></td><td></td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>1812</td><td>2520</td><td></td><td></td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td></td><td></td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>1805</td><td>1840*</td><td></td><td></td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td></td><td></td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td></td><td></td><td>Extension for reply within second month</td></tr> <tr><td>1253</td><td>1020</td><td>2253</td><td>510</td><td></td><td></td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1500</td><td>2254</td><td>750</td><td></td><td></td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2180</td><td>2255</td><td>1080</td><td></td><td></td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td></td><td></td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>250</td><td></td><td></td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>1000</td><td>2403</td><td>500</td><td></td><td></td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>1451</td><td>1510</td><td></td><td></td><td>Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>500</td><td>2452</td><td>250</td><td></td><td></td><td>Petition to revive - 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2. EXTRA CLAIM FEES Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent: 50 Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent: 200 Multiple Dependent Claims: 360 Total Claims: <input type="text"/> - 20 or HP = <input type="text"/> x 50 = <input type="text"/> HP = highest number of total claims paid for if greater than 3 Indep. Claims: <input type="text"/> - 3 or HP = <input type="text"/> x 200 = <input type="text"/> Extra Claims: <input type="text"/> Fee (\$): <input type="text"/> Fee Paid (\$): <input type="text"/> Multiple Dependent Claims: <input type="text"/> Fee (\$): <input type="text"/> Fee Paid (\$): <input type="text"/>																																																																																																																																																																																																																
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper, the application size fee is \$250 (\$125 for small entity) For each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.18(s). Total Sheets: <input type="text"/> Extra Sheets: <input type="text"/> Number of each additional 50 or fraction thereof: <input type="text"/> Fee (\$): <input type="text"/> Fee Paid (\$): <input type="text"/> 100 = <input type="text"/> 150 = <input type="text"/> (round up to a whole number) x 250 = <input type="text"/>																																																																																																																																																																																																																
5. OTHER FEE(S) (specify) Non-English Specification: \$130 fee (no small entity discount) Fee Paid (\$): <input type="text"/>																																																																																																																																																																																																																
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RESPONSE UNDER 37 C.F.R. § 1.116

Assistant Commissioner for Patents
Alexandria, Virginia 22313

Sir:

Request for Reconsideration, Informal Matters, Claims Pending

The fifth non-final Office action mailed on 21 January 2005 has been considered carefully. Reconsideration of the claimed invention in view of the amendments above and the discussion below is respectfully requested.

Claims 1 and 3-7 stand allowed. Claim 15 was indicated as being allowable.

Claims 1, 3-7, 10-17 and 20-27 are pending.